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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91226311
Party	Defendant Kose Corporation
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

VITALITY INSTITUTE MEDICAL PRODUCTS, INC.,)	
)	
Opposer,)	Opposition No.: 91226311
)	
v.)	Mark: DECORTE VI-FUSION
)	
KOSÉ CORPORATION,)	U.S. Ser. No. 86/570,545
)	
Applicant.)	
)	

ANSWER TO NOTICE OF OPPOSITION

Applicant, Kosé Corporation, by and through its undersigned attorneys of record, answers the Notice of Opposition filed by Opposer, Vitality Institute Medical Products, Inc., as follows:

1. In answering Paragraph 1 of the Notice of Opposition, Applicant is without sufficient information or knowledge to form a belief about the truthfulness of the allegations contained therein, and thus denies the same.

2. In answering Paragraph 2 of the Notice of Opposition, Applicant admits that according to USPTO records, Opposer is the owner of U.S. Registration Nos. 3633576, 3656303, 4490835, 4649373, and 4837220; and has filed Application Serial No. 86731664. Opposer lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations in Paragraph 2, and thus denies the same.

3. In answering Paragraph 3 of the Notice of Opposition, Applicant admits that according to USPTO records, Opposer is the owner of U.S. Registration Nos. 3633576. Opposer

lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations in Paragraph 3, and thus denies the same.

4. In answering Paragraph 4 of the Notice of Opposition, Applicant admits that according to USPTO records, Opposer is the owner of U.S. Registration Nos. 3656303. Opposer lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations in Paragraph 4, and thus denies the same.

5. In answering Paragraph 5 of the Notice of Opposition, Applicant admits that according to USPTO records, Opposer is the owner of U.S. Registration Nos. 4490835. Opposer lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations in Paragraph 5, and thus denies the same.

6. In answering Paragraph 6 of the Notice of Opposition, Applicant admits that according to USPTO records, Opposer is the owner of U.S. Registration Nos. 4649373. Opposer lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations in Paragraph 6, and thus denies the same.

7. In answering Paragraph 7 of the Notice of Opposition, Applicant admits that according to USPTO records, Opposer is the owner of U.S. Registration Nos. 4837220. Opposer lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations in Paragraph 7, and thus denies the same.

8. In answering Paragraph 8 of the Notice of Opposition, Applicant admits that according to USPTO records, Opposer has filed Application Serial No. 86731664. Opposer lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations in Paragraph 8, and thus denies the same.

9. In answering Paragraph 9 of the Notice of Opposition, Applicant is without sufficient information or knowledge to form a belief about the truthfulness of the allegations contained therein, and thus denies the same.

10. In answering Paragraph 10 of the Notice of Opposition, Applicant admits the allegations therein.

11. In answering Paragraph 11 of the Notice of Opposition, Applicant denies the allegations therein.

12. In answering Paragraph 12 of the Notice of Opposition, Applicant is without sufficient information or knowledge to form a belief about the truthfulness of the allegations contained therein, and thus denies the same.

13. In answering Paragraph 13 of the Notice of Opposition, Applicant denies the allegations therein.

14. In answering Paragraph 14 of the Notice of Opposition, Applicant denies the allegations therein.

15. In answering Paragraph 15 of the Notice of Opposition, Applicant denies the allegations therein.

16. In answering Paragraph 16 of the Notice of Opposition, Applicant denies the allegations therein.

17. In answering Paragraph 17 of the Notice of Opposition, Applicant denies the allegations therein.

18. In answering Paragraph 18 of the Notice of Opposition, Applicant is without sufficient information or knowledge to form a belief about the truthfulness of the allegations contained therein, and thus denies the same.

19. In answering Paragraph 19 of the Notice of Opposition, Applicant is without sufficient information or knowledge to form a belief about the truthfulness of the allegations contained therein, and thus denies the same.

20. In answering Paragraph 20 of the Notice of Opposition, Applicant denies the allegations therein.

WHEREFORE, Applicant prays that the Opposition be dismissed and the subject application be allowed to mature to registration.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Date: June 20, 2016

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CERTIFICATE OF SERVICE

I, Al Grossman hereby declare that I am employed by the law firm of BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN, 12400 Wilshire Boulevard, Seventh Floor, Los Angeles, California 90025-1026; that I am over 18 years of age and not a party to the within action; and that I served the following document, Answer to Notice of Opposition on the date indicated below, by causing a true copy to be deposited in the United States Mail, first class postage prepaid to Opposer:

J. Allison Grabell
Brutzkus Gubner Rozansky Seror Weber LLP
21650 Oxnard Street, Suite 500
Woodland Hills, CA 91367

Date:

20 June 2016


Al Grossman